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PTO/SB/36 (09-04)

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**RESCISSON OF PREVIOUS NONPUBLICATION
REQUEST**
(35 U.S.C. 122(b)(2)(B)(ii))
AND, IF APPLICABLE,
NOTICE OF FOREIGN FILING
(35 U.S.C. 122(b)(2)(B)(iii))

Send completed form to:
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Alexandria, VA 22313-1450
FAX: (703) 305-8568

Application Number	10/708,745
Filing Date	03/23/2004
First Named Inventor	Michael E. Nerney
Title	Forward-Mounted Plunger Control for Retrofit Attachment ...
Atty Docket Number	1193.02
Art Unit	3763
Examiner	Unassigned

A request that the above-identified application not be published under 35 U.S.C. 122(b) (nonpublication request) was included with the above-identified application on filing pursuant to 35 U.S.C. 122(b)(2)(B)(i). I hereby **rescind** the previous nonpublication request.

If a notice of foreign or international filing is or will be required by 35 U.S.C. 122(b)(2)(B)(iii) and 37 CFR 1.213(c), I hereby provide such notice. This notice is being provided no later than forty-five (**45**) days after the date of such foreign or international filing.

*If a notice of subsequent foreign or international filing required by 35 U.S.C. 122(b)(2)(B)(iii) and 37 CFR 1.213(c)
was not filed within forty-five (45) days after the date of filing of the foreign or international application, the
application is ABANDONED, and a petition to revive under 37 CFR 1.137(b) is required. See 37 CFR 1.137(f).*

Signature

March 11, 2005

Date

Ronald E. Smith

28,761

Typed or printed name

Registration Number, if
applicable

(727) 507-8558

Telephone Number

This request must be signed in compliance with 37 CFR 1.33(b).

If information or assistance is needed in completing this form, please contact the Pre-Grant Publication Division at (703)605-4283 or by e-mail at PGPub@USPTO.gov.

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop PG Pub, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

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Shelley Butz

Date

March 11, 2005

This collection of information is required by 37 CFR 1.213(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 6 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Mail Stop PG Pub, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

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March 11, 2005

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Applicant: Michael E. Nerney

Serial No.: 10/708,745

Filed: 03/23/2004

For: Forward-Mounted Plunger Control for Retrofit Attachment to an Existing Syringe

Our Reference No.: 1193.02

Art Unit: 3763

Examiner: Unassigned

Dear Sir:

Enclosed please find the following:

1. Request to Rescind Previous Nonpublication Request with a Certificate of Mailing under 37 C.F.R. § 1.8 dated March 11, 2005; and
2. Self-addressed and postage pre-paid post card to serve as a receipt for item 1.

Very respectfully,

SMITH & HOPEN

By: Ronald E. Smith
ron.smith@baypatents.com

RES/sb
Encl.

CERTIFICATE OF MAILING
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